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14 FEB -5 PM 3:03

CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

ON

DEPUTY

NUNC PRO TUNC

FEB 04 2014

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

11 **JULIO MAYEN**

12 Plaintiff,

13 vs.

18 **BANK OF AMERICA, N.A.,**
19 **AND RECONTRUST**
20 **COMPANY, N.A.**

Defendants,

Case No. 13-cv-2080-MMA (BGS)

13 **PLAINTIFF'S NOTICE OF MOTION**
14 **AND MOTION FOR**
15 **RECONSIDERATION PER FRCP 59(E)**
16 **AND LOCAL RULE 7.1i**

17 **DEMAND FOR JURY TRIAL**

18 Date: March 31, 2014

19 Time: 2:30 p.m.

20 Place: Courtroom 3A

21 Hon. Judge: Michael M. Anello

1 **TO THE HONORABLE COURT OF RECORD, DEFENDANT'S AND**
2 **THEIR ATTORNEYS OF RECORD:**

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4 **PLEASE TAKE NOTICE:** that on March 31, 2014, or soon thereafter as the
5 matter may be heard in Courtroom 3A of the United States District Court,
6 Southern District of California, located at 221 West Broadway, San Diego,
7 California 92101, Hon. Michael M. Anello, presiding, Plaintiff, Julio Mayen, will
8 and hereby moves the court for an order to reconsider its order granting
9 Defendant's Motion to Dismiss with prejudice under the following grounds
10 delineated in Plaintiff's Memorandum of Points And Authorities in support of
11 this motion concurrently filed herewith.
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16 **WHEREFORE**, Plaintiff moves the court to grant Plaintiff's Motion for
17 Reconsideration.
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20 Date: February 4, 2014
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22 Respectfully Submitted,
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Julio Mayen

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document has been served on February 4, 2014, to Defendant's Counsel of record Elizabeth C. Farrell at the following address: Severson & Werson, 19100 Von Karman Avenue, Suite 700, Irvine, CA 92612

Dated: February 4, 2014


Julio Mayer